

Morriss.	Terrell.
Odell.	Turney.
Ross.	Wayland.
Sebastian.	Yantis.
Stone.	Yett.

Nays—1.

Potter.

Absent.

Atlee.	Kerr.
Goss.	Neal.
Greer.	Stafford.

Absent—Excused.

Davidson.	Gough.
Dibrell.	Patterson.

The Chair laid before the Senate,
Senate bill No. 29, A bill to be entitled
"An Act to provide for jointly suing com-
mon carriers."

Bill read second time with committee
amendment.

Committee amendment, to-wit:

Amend by adding after the word
"shipped" (the last time it occurs in the
bill) the following: "In any county or
precinct in which either road may now
be sued by existing laws."

Adopted.

The bill was then ordered engrossed.

The Chair laid before the Senate,

Senate bill No. 32, A bill to be entitled
"An Act to amend Article 128, Title IX,
Chapter 1, of the Revised Civil Statutes
of the State of Texas, relating to the
apprehension of lunatics."

Bill read second time.

Pending action on engrossment,

On motion of Senator Terrell the Sen-
ate adjourned until 10 a. m. tomorrow.

FOURTEENTH DAY.

Senate Chamber,

Austin, Texas, Friday, Jan. 27, 1899.

Senate met pursuant to adjournment.

Lieutenant-Governor Browning in the
chair.

Roll called. Quorum present, the fol-
lowing Senators answering to their
names:

Atlee.	Miller.
Burns.	Morriss.
Dibrell.	Neal.
Goss.	Potter.
Greer.	Ross.
Grinnan.	Sebastian.
Hanger.	Stafford.
James.	Stone.
Johnson.	Terrell.
Kerr.	Turney.
Lewis.	Wayland.
Linn.	Yantis.
Lloyd.	Yett.
McGee.	

Absent—Excused.

Davidson.	Patterson.
Gough.	

Prayer by the Chaplain, Rev. Dr.
Denson.

Pending the reading of the Journal of
yesterday,

On motion of Senator McGee, the same
was dispensed with.

EXCUSED.

On motion of Senator Lloyd, W. B.
O'Quinn, Journal Clerk, was excused in-
definitely, on account of sickness in his
family.

On motion of Senator Johnson, Sena-
tor Odell was excused for today and to-
morrow (Saturday), on account of im-
portant business.

COMMITTEE REPORTS.

Committee Room,

Austin, Texas, Jan. 26, 1899.

*Hon. J. N. Browning, President of the
Senate.*

SIR: Your Judiciary Committee No.
1, to whom was referred

Senate bill No. 11, being a bill to be
entitled "An Act to provide for the right
of redemption of real estate within one
year from date of sale when sold under
execution, mortgage, or other lien,"

Have had the same under considera-
tion, and I am instructed to report the
same back to the Senate with the recom-
mendation that it *do not* pass.

ATLEE, Chairman.

Committee Room,

Austin, Texas, Jan. 26, 1899.

*Hon. J. N. Browning, President of the
Senate.*

SIR: Your Judiciary Committee No.
1, to whom was referred

Senate bill No. 3, being a bill to be
entitled "An Act to provide for the sale
of real estate under mortgage, deed of
trust, execution or other lien, and to pro-
vide for the right of redemption of real
estate within two years from date of
sale when sold under execution, mort-
gage, deed of trust, or other lien, etc.,
and to repeal all laws in conflict here-
with,"

Have had the same under considera-
tion, and I am instructed to report the
same back to the Senate with the recom-
mendation that it *do not* pass.

ATLEE, Chairman.

Committee Room,

Austin, Texas, Jan. 26, 1899.

*Hon. J. N. Browning, President of the
Senate.*

SIR: Your Judiciary Committee No.
1, to whom was referred

Senate bill No. 47, being a bill to be entitled "An Act to create and maintain a more efficient public road system for Cass county,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it *do pass*.

ATLEE, Chairman.

Committee Room,
Austin, Texas, Jan. 26, 1899.

Hon. J. N. Browning, President of the Senate.

SIR: Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 12, being a bill to be entitled "An Act in relation to the taking of the depositions of the Commissioner of the General Land Office,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it *do pass*.

ATLEE, Chairman.

Committee Room,
Austin, Texas, Jan. 26, 1899.

Hon. J. N. Browning, President of the Senate.

SIR: Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 28, being a bill to be entitled "An Act to provide for the transfer of causes of action instituted in the wrong county or precinct to the proper county or precinct when a plea to the jurisdiction is sustained, and providing that limitation cease to run from the date of the original filing,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it *do pass*.

ATLEE, Chairman.

Committee Room,
Austin, Texas, Jan. 26, 1899.

Hon. J. N. Browning, President of the Senate.

SIR: Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 45, being a bill to be entitled "An Act to amend Article 4471, of Chapter 8, Title XCIV, of the Revised Civil Statutes of the State of Texas of 1895, so as to permit railroads and other corporations having the right of eminent domain to enter upon and take possession of property sought to be condemned pending litigation, upon the payment or security of the award, of the commissioners appointed to appraise, and costs; and the deposit of money sufficient to cover additional damages that may be adjudged, and the giving of a bond for

further costs; and to repeal all laws in conflict herewith,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that the accompanying substitute bill in lieu thereof *do pass*.

Substitute Senate Bill No. 45 (by committee):

A bill to be entitled "An Act to amend Article 4471, of Chapter 8, Title XCIV, of the Revised Civil Statutes of the State of Texas of 1895, so as to permit railroad and other corporations having the right of eminent domain to enter upon and take possession of property sought to be condemned pending litigation, upon the payment or security of the award of the commissioners appointed to appraise, and costs; and the deposit of money sufficient to cover additional damages that may be adjudged, and the giving of a bond for future costs; and to repeal all laws in conflict herewith."

Section 1. Be it enacted by the Legislature of the State of Texas: That Article 4471, of Chapter 8, Title XCIV, of the Revised Civil Statutes of the State of Texas of 1895, be and the same is hereby amended so as hereafter to read as follows:

Article 4471. In no case shall such corporation be entitled to enter upon and take the property condemned without first having paid whatever amount of damages and costs may have been awarded or adjudged against it by such commissioners, or deposited money to cover the same in the court wherein such condemnation proceedings are pending. But if the plaintiff in the condemnation proceedings should desire to enter upon and take possession of the property sought to be condemned pending litigation, it may do so at any time after the award of the commissioners upon the following conditions, to-wit:

First. It shall either pay to the defendant or deposit in said court as security, money to cover the damages and costs awarded or adjudged against the corporation by the commissioners.

Second. In addition thereto, it shall deposit in said court a further sum of money equal to the amount of the damages awarded by the commissioners, which shall be held, together with the award itself (should it be deposited in court instead of being paid), exclusively to secure any further damages that may be awarded against the plaintiff; and it shall also execute a bond, with two or more good and solvent sureties, to be approved by the judge of the court in which such condemnation proceedings are pending, conditioned for the payment of any

further costs that may be adjudged against it, either in the court below or upon appeal.

If the cause should be appealed from the decision of the county court, the appeal shall be governed by the same law as in other cases; except the judgment of the county court shall not be suspended thereby.

The rules hereinbefore laid down for governing railroad corporations shall likewise apply to all persons and corporations having the right of eminent domain.

Sec. 2. That all laws and parts of laws in conflict herewith be and the same are hereby repealed.

Sec. 3. The fact that great enterprises are necessarily delayed and hindered in their right to enter upon and take possession of property in the present condition of our laws, creates an emergency and an imperative public necessity requiring the suspension of the constitutional rule requiring bills to be read on three several days in each house, and said rule is so suspended; and that this act go in force and take effect from and after its passage, and it is so enacted.

ATLEE, Chairman.

Committee Room,
Austin, Texas, Jan. 26, 1899.

Hon. J. N. Browning, President of the Senate.

SIR: Your Committee on Engrossed Bills, have carefully examined and compared

Senate bill No. 27, being "An Act to define the term 'interest' and 'legal' and 'conventional' interest; to create the distinction between same, and regulate the rate of interest thereof on contracts and judgments, to provide pains and penalties to prevent usury, and to repeal all laws in conflict with this act,"

And find the same correctly engrossed.

JAMES, Chairman.

Committee Room,
Austin, Texas, Jan. 27, 1899.

Hon. J. N. Browning, President of the Senate.

SIR: Your Committee on Engrossed Bills, have carefully examined and compared

Committee Substitute Bill for Senate Bill No. 19, being "An Act to repeal Subdivision 14, of Article 5049, Chapter 18, Title CIV, of the 'Acts of the First Called Session of the Twenty-fifth Legislature,' relating to occupation taxes on physicians and surgeons,"

And find the same correctly engrossed.

JAMES, Chairman.

Committee Room,
Austin, Texas, Jan. 26, 1899.

Hon. J. N. Browning, President of the Senate.

SIR: Your Committee on Engrossed Bills, have carefully examined and compared

The committee substitute for Senate bill No. 1, being "An Act to amend Articles 4497 and 4500, of the Revised Civil Statutes of the State of Texas of 1895, originally enacted in 1887, relating to furnishing cars for the shipment of freight, and the time within which the same shall be loaded,"

And find the same correctly engrossed.

JAMES, Chairman.

Committee Room,
Austin, Texas, Jan. 26, 1899.

Hon. J. N. Browning, President of the Senate.

SIR: Your Committee on Engrossed Bills, have carefully examined and compared

Senate bill No. 4, being "An Act to amend Title III, Chapter 1, of the Criminal Code of Texas, by adding Articles 79, 80, 81, 82, 83, 84, 85, 86 and 87, and repealing Chapters 2, 3 and 4, of said title, to make accomplices and accessories principal offenders,"

And find the same correctly engrossed.

JAMES, Chairman.

Committee Room,
Austin, Texas, Jan. 26, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Judiciary Committee No. 2, to whom was referred

House bill No. 11, being a bill to be entitled "An Act to diminish the civil and criminal jurisdiction of the County Court of Duval county; to conform the jurisdiction of the District Court of said county thereto, and to repeal all laws in conflict herewith,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass and that the bill be not printed.

YANTIS, Chairman.

Committee Room,
Austin, Texas, Jan. 27, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 79, being a bill to be entitled "An Act to amend Section 6, of an act approved May 6, 1897, for the establishment of a public park on the

site of the battle field of San Jacinto, so as to extend the time within which the commissioners may make their final report under the provisions of the act."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it *do pass*.

ATLEE, Chairman.

BILLS AND RESOLUTIONS.

By Senator Lloyd (by request):

Senate bill No. 76, A bill to be entitled "An Act to prevent the sale of cigarettes and tobacco to persons under the age of sixteen years and to prescribe a penalty for violating the same."

Read first time, and referred to Committee on Public Health.

By Senator Yett (by request):

Senate bill No. 77, A bill to be entitled "An Act to regulate the sale of cocaine, opium and other poisons."

Read first time, and referred to Committee on Public Health.

By Senator Grinnan (by request):

Senate bill No. 78, A bill to be entitled "An Act to patent No. 146, volume 15, issued to A. J. Gray to 426 acres of land in Comanche county, Texas."

Read first time, and referred to Judiciary Committee No. 1.

By Senator Atlee:

Senate bill No. 79, A bill to be entitled "An Act to amend Section 6, of an act approved May 6, 1897, for the establishment of a public park on the site of the battle field of San Jacinto and providing for the purchase and condemnation of a sufficient amount of land upon which to establish said park, and making an appropriation therefor, so as to extend the time within which the commissioners may make their final report, under the provisions of the act."

Read first time, and referred to Judiciary Committee No. 1.

By Senator Atlee:

Senate bill No. 80, A bill to be entitled "An Act to amend Article 1092, of Chapter 2, Title 15, of the Code of Criminal Procedure of the State of Texas, relating to fees to be allowed certain officers in examining trials of felony cases."

Read first time, and referred to Judiciary Committee No. 2.

By Senator Linn:

Senate bill No. 81, A bill to be entitled "An Act for the promotion of medical science by the distribution and use of unclaimed human bodies for scientific purposes through a board created for that purpose, and to prevent unauthorized sales and traffic in human bodies and to

legalize dissections by authorized persons."

Read first time, and referred to Judiciary Committee No. 2.

By Senator Morriss.

Senate bill No. 82, A bill to be entitled "An Act to regulate the registering of medical diplomas, and fixing a penalty for refusing or neglecting to do so, and to regulate the issuance of certificates to practice medicine in this State."

Read first time, and referred to Committee on Public Health.

By Senator Hanger:

Senate bill No. 83, A bill to be entitled "An Act to amend Articles 5157 and 5159, of the Revised Civil Statutes of the State of Texas, relating to the bonds of tax collectors."

Read first time, and referred to Judiciary Committee No. 1.

By Senator McGee:

Senate bill No. 84, A bill to be entitled "An Act to amend Article 838, Chapter 6, Title XVII, of the Penal Code of the State of Texas, adopted at the Regular Session of the Twenty-fourth Legislature of 1895, defining the offense of burglary."

Read first time, and referred to Judiciary Committee No. 2.

By Senator James:

Senate bill No. 85, A bill to be entitled "An Act to amend Article 4986, of the Revised Statutes of the State of Texas."

Read first time, and referred to Committee on Privileges and Elections.

By Senator Wayland:

Senate bill No. 86, A bill to be entitled "An Act to create a more efficient road system for Robertson county, Texas, and making county commissioners of said county ex-officio road commissioners and prescribing their duties as such and providing for their compensation as road commissioners, and providing for the appointment of deputy road commissioners, and defining the powers and duties of such county commissioners, and providing for the appointment of road overseers, and defining their duties, and for the working of county convicts upon the public roads of said county and providing for officers' fees and rewards for the capture of escaped convicts, and to provide for the manner of training hedges along any public road and to provide for the summoning of teams for road work and for an allowance of time of road service for same and fixing a penalty for a violation of this act, and repeal all laws in conflict with this act."

Read first time, and referred to Committee on Roads, Bridges and Ferries.

By Senator Hanger:

Senate bill No. 87, A bill to be entitled "An Act to authorize sheriffs, constables and other officers to demand a bond of indemnity before levying a writ of execution."

Read first time, and referred to Judiciary Committee No. 1.

Call concluded.

COMMUNICATION.

The Chair laid before the Senate the following communication from the Land Commissioner, Hon. Geo. W. Finger:

Austin, Texas, Jan. 27, 1899.

To the Members of the Twenty-sixth Senate:

I am in receipt of the resolution adopted by your body on the 26th inst., asking whether or not this department "can give to the Senate the positive and authoritative information as to the exact condition of the account between the lands belonging to the permanent school fund and those regarded as belonging to the State since the adoption of the Constitution in 1876, and to inform the Senate how much land belonging to the unappropriated public domain there was at the time of the adoption of said Constitution, and what has become of the same, showing how much has gone to the benefit of the public school fund in any way whatever, and how much has been appropriated to the benefit of the State."

Replying, I beg to say that it is possible to give you the desired information to a degree approximating accuracy. However, to do so would necessitate the examination of the records covering a period of over twenty-two years, which would require the taking out and careful inspection of some half million files, the examination of the map of each file, the adjustment of every survey which may in the least conflict with any other location, the determination of the validity of each survey and the careful computation of the result thus found; also the present unsurveyed land would then have to be estimated as it now appears on the maps, as no field notes have ever been filed here by which the exact amount can be ascertained.

To do this work the present force is inadequate. The minimum time and force necessary to do this would be, in my judgment, four good active men for six months. The salary that should be paid the clerks assigned to this duty ought to be sufficient to secure capable persons, but the amount of such salary is a matter entirely within your discretion. However, I will suggest that in the event such an undertaking is pro-

vided for, it would be best to make sufficient allowance for extra clerks in case it should be found that the work could not be accomplished by the estimated force in the time that might be given or in case it should require a longer time than above stated, and I assure you that no more of such appropriation would be used than absolutely necessary.

I have the honor to be,

Yours most respectfully,

[Signed] GEO. W. FINGER,

Commissioner of General Land Office.

Read and referred to Committee on Public Lands and Land Office.

BILLS ON SECOND READING.

The Chair laid before the Senate special order for this hour,

Senate bill No. 2, A bill to be entitled "An Act to provide for the creation of level premium mutual life insurance companies in this State, and for the regulation thereof," action being on engrossment.

By Senator Grinnan:

Amend bill 2, by adding after Section 30 the following:

"This act and the privileges hereby conferred may be from time to time altered, amended, revoked or repealed by the Legislature."

Lost.

By Senator Miller:

Amend Section 9, page 3, line 29, by striking out the word "him" and inserting in lieu thereof the words "the treasurer of this State."

Adopted.

By Senator Miller:

Amend Section 10, page 4, line 6, by striking out the words "insurance commissioner" and inserting in lieu thereof the words "treasurer of this State."

Adopted.

By Senator Miller:

Amend Section 12, page 4, line 20, by striking out the word "commissioner" and insert in lieu thereof the words "treasurer of this State."

Amend Section 13, page 5, line 7, by striking out the words "this department" and insert in lieu thereof the words "the treasurer of this State."

Amend Section 24, page 9, line 3, by striking out the word "commissioner" and insert in lieu thereof the word "treasurer."

Adopted.

Bill, as amended, ordered engrossed.

The Chair laid before the Senate,

Senate bill No. 32, A bill to be entitled "An Act to amend Article 128, Title IX, Chapter 1, of the Revised Civil Statutes of the State of Texas, relating to the ap-

prehension of lunatics," action being on engrossment.

Bill ordered engrossed.

The Chair laid before the Senate,

House bill No. 11, being a bill to be entitled "An Act to diminish the civil and criminal jurisdiction of the County Court of Duval county; to conform the jurisdiction of the District Court of said county thereto, and to repeal all laws in conflict herewith," on second reading.

Bill passed to a third reading.

On motion of Senator Atlee, the constitutional rule requiring bills to be read on three several days was suspended and the bill put upon its third reading and final passage by the following vote:

Yeas—26.

Atlee.	Miller.
Burns.	Morriss.
Dibrell.	Neal.
Goss.	Potter.
Greer.	Ross.
Grinnan.	Sebastian.
Hanger.	Stafford.
James.	Stone.
Johnson.	Terrell.
Kerr.	Turney.
Lewis.	Wayland.
Lloyd.	Yantis.
McGee.	Yett.

Absent—Excused.

Davidson.	Linn.
Gough.	

Bill read third time and passed by following vote:

Yeas—25.

Atlee.	Morriss.
Burns.	Neal.
Dibrell.	Potter.
Goss.	Ross.
Greer.	Sebastian.
Grinnan.	Stafford.
Hanger.	Stone.
James.	Terrell.
Kerr.	Turney.
Lewis.	Wayland.
Lloyd.	Yantis.
McGee.	Yett.
Miller.	

Absent—Excused.

Davidson.	Linn.
Gough.	

On motion of Senator Greer, pending business was suspended, and

The Chair laid before the Senate,

Senate bill No. 23, "An Act to promote stock-raising, and to prohibit the hunting with fire-arms and dogs upon enclosed marsh lands of another, and prescribing penalties, and to define marsh lands," action being on engrossment.

By Senator Greer:

Amend Section 2, page 1, line 25, by striking out the word "exceeding" and inserting in lieu thereof the words "less than."

Adopted.

By Senator Greer:

Amend first page, line 31, by inserting after the word "creates" the words "an emergency and."

Adopted.

By Senator Lewis:

Amend by striking out all after the words "Section 1." in line 11, page 1, down to and including the word "enacted" in line 18, page 1.

Adopted.

By Senators Miller and Stafford:

"Provided, the provisions of this bill shall not apply to the citizens of Wood and Dallas counties."

Lost.

By Senator Linn:

Amend by striking out the enacting clause of the bill.

Lost by the following vote:

Yeas—6.

Goss.	Ross.
Johnson.	Stafford.
Linn.	Yantis.

Nays—21.

Atlee.	Miller.
Burns.	Morriss.
Dibrell.	Neal.
Greer.	Potter.
Grinnan.	Sebastian.
Hanger.	Stone.
James.	Terrell.
Kerr.	Turney.
Lewis.	Wayland.
Lloyd.	Yett.
McGee.	

Absent—Excused.

Davidson.	Gough.
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Bill ordered engrossed.

Senator Greer moved to suspend constitutional rule and place bill on its third reading and final passage.

Lost by the following vote, it requiring a four-fifths vote to suspend:

Yeas—20.

Atlee.	Miller.
Burns.	Morriss.
Dibrell.	Neal.
Greer.	Potter.
Grinnan.	Sebastian.
Hanger.	Stone.
James.	Terrell.
Kerr.	Turney.
Lewis.	Wayland.
McGee.	Yett.

Nays—7.

Goss. Ross.
Johnson. Stafford.
Linn. Yantis.
Lloyd.

Absent—Excused.

Davidson. Patterson.
Gough.

Hon. N. A. Cravens, Private Secretary of the Governor, was announced by the Doorkeeper.

The Chair laid before the Senate the following

EXECUTIVE MESSAGE.

EXECUTIVE OFFICE,
STATE OF TEXAS,
Austin, Texas, Jan. 26, 1899.

To the Senate.

I hereby request your advice and consent to the following appointments:

STATE HEALTH OFFICER.

W. F. Blunt of Caldwell county.

BOARD OF PARDON ADVISERS.

R. K. Smoot of Travis county.
H. E. Shelley of Travis county.

INSPECTORS OF PENITENTIARIES.

T. S. Cavin of Harrison county.
T. H. Spooner of Gonzales county.

BOARD OF MANAGERS, NORTH TEXAS INSANE ASYLUM.

J. L. Terrell of Kaufman county.
J. S. Grinnan of Kaufman county.
F. D. Thompson of Tarrant county.
M. G. Goss of Kaufman county.
B. S. Gill of Kaufman county.

BOARD OF MANAGERS, STATE LUNATIC ASYLUM.

T. B. Cochran of Travis county.
David Harrell of Travis county.
A. W. Carpenter of Williamson county.
R. P. Bull of Travis county.
Geo. W. MacDonnell of Travis county.

BOARD OF MANAGERS, BLIND ASYLUM.

J. S. Myrick of Travis county.
W. H. Richardson, Jr., of Travis county.
John O. Johnson of Travis county.
J. A. Patton of Travis county.
W. G. Bell of Travis county.

BOARD OF MANAGERS, CONFEDERATE HOME.

E. P. Raynolds of Hays county.
Walter H. Caldwell of Travis county.
D. S. Chessher, Sr., of Williamson county.
A. W. McIver of Burleson county.
J. B. Rogers of Travis county.

BOARD OF MANAGERS, COLORED DEAF AND

DUMB ASYLUM.

T. W. Folts of Travis county.
S. K. Morley of Travis county.
Henry Faulk of Travis county.
John W. Brady of Travis county.
V. L. Brooks of Travis county.

BOARD OF MANAGERS, STATE REFORMATORY AT GATESVILLE.

W. H. Belcher of Coryell county.
O. F. Wells of Coryell county.
W. C. O'Bryan of McLennan county.

BOARD OF MANAGERS, ORPHAN'S HOME.

Jink Evans of Navarro county.
S. W. Johnson of Navarro county.
Joel Hayden of Navarro county.
C. H. De LaFosse of Navarro county.
R. H. Daniels of Navarro county.

BOARD OF MANAGERS, SOUTHWESTERN

INSANE ASYLUM.

T. D. Cobbs of Bexar county.
Edwin Chamberlain of Bexar county.
Homer Eads of Bexar county.
T. L. Conroy of Bexar county.
J. F. Onion of Bexar county.

BOARD OF MANAGERS, DEAF AND DUMB

ASYLUM.

J. A. French of Travis county.
Joe Koen of Travis county.
Pat Lochridge of Travis county.
H. P. Hilliard of Travis county.
H. P. Haldeman of Travis county.

Respectfully,

JOSEPH D. SAYERS,
Governor.

Senator Atlee moved that the Senate go into executive session next Monday at 11 o'clock, for the purpose of considering appointments made by the Governor.

Motion adopted.

Senator Miller moved to recommit Senate bill No. 3 to Judiciary Committee No. 1.

Recommitted.

Senator Sebastian moved to recommit Senate bill No. 13 to Judiciary Committee No. 2.

Recommitted.

On motion of Senator Lewis, pending business was suspended and the Chair laid before the Senate,

Senate bill No. 34, A bill to be entitled "An Act to require city and county treasurers to report condition of interest and sinking fund to the State Comptroller; to prohibit them from diverting said funds and providing penalties," action being on engrossment.

By Senator Lewis:

Amend by adding Section 4 to the bill, as follows: "The importance of preserv-

ing the sinking funds and the great number of bills upon the calendars of the Senate and House, create an emergency and a public necessity exists that the constitutional rule requiring bills to be read on three several days be suspended, and it is so enacted."

Adopted.

By Senator Terrell:

Amend by inserting "or city" after the word "county," line 17, page 2.

Adopted.

Bill as amended ordered engrossed.

On motion of Senator Lewis the constitutional rule requiring bills to be read on three several days was suspended, and the bill put upon its third reading and final passage by the following vote:

Yeas—26.

Atlee.	Miller.
Burns.	Morriss.
Dibrell..	Neal.
Goss.	Potter.
Greer.	Ross.
Grinnan.	Sebastian.
Hanger.	Stafford.
James.	Stone.
Johnson.	Terrell.
Kerr.	Turney.
Lewis.	Wayland.
Lloyd.	Yantis.
McGee.	Yett.

Absent—Excused.

Davidson.

Bill read third time and passed.

Senator Atlee moved to recommit Senate bill No. 11 to Judiciary Committee No. 1.

Recommitted.

On motion of Senator Potter, Senate bill No. 44, was made special order for next Tuesday, after morning call.

Senator Kerr moved to adjourn until next Monday at 10 o'clock.

Senator James moved to adjourn until tomorrow at 10 o'clock.

Question being put on the longest time first, the motion of Senator Kerr was adopted, and the Senate adjourned until next Monday at 10 o'clock.

FIFTEENTH DAY.

Senate Chamber,

Austin, Texas, Monday, Jan. 30, 1899.

Senate met pursuant to adjournment.

Lieutenant-Governor Browning in the chair.

Roll called: No quorum present, the following Senators answering to their names:

Atlee.	Dibrell.
Davidson.	Goss.

8—Senate

Gough.
Greer.
Grinnan.
James.
Johnson.
Kerr.
Linn.
Lloyd.

McGee.
Miller.
Morriss.
Odell.
Potter.
Ross.
Turney.
Wayland.

Absent.

Burns.
Hanger.
Lewis.
Neal.
Sebastian.

Stafford.
Stone.
Terrell.
Yantis.
Yett.

Absent—Excused.

Patterson.

Senator James moved a call of the Senate for the purpose of securing a quorum.

Motion duly seconded, the following Senators answering to their names:

Atlee.
Burns.
Davidson.
Dibrell.
Goss.
Gough.
Greer.
Grinnan.
James.
Johnson.

Kerr.
Linn.
Lloyd.
McGee.
Miller.
Morriss.
Potter.
Ross.
Turney.
Wayland.

Absent.

Hanger.
Lewis.
Neal.
Odell.
Sebastian.

Stafford.
Stone.
Terrell.
Yantis.
Yett.

Absent—Excused.

Patterson.

No quorum being present, the Sergeant-at-Arms was instructed to bring in the absentees.

Senator Lewis was announced. Quorum present.

Call suspended.

Prayer by the Chaplain, Rev. Dr. Denison.

Pending the reading of the Journal of last Friday,

On motion of Senator Ross, the same was dispensed with.

The Chair gave notice of signing and did sign in the presence of the Senate, after its caption had been read,

House bill No. 11, being a bill to be entitled "An Act to diminish the civil and criminal jurisdiction of the County Court of Duval county; to conform the jurisdiction of the District Court of said county thereto, and to repeal all laws in conflict herewith."